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FAX COVER SHEET

TO	Commissioner for Patents
COMPANY	USPTO
FAX NUMBER	15712738300
FROM	Tracy Druce
DATE	2006-07-07 21:13:17 GMT
RE	SN:10/509,652 Our:PF 53410/Sue (Cmnts Rsn Al)

COVER MESSAGE

Attached, you will find our Comments on Statement of Reasons for Allowance regarding the Notice of Allowance dated April 07, 2006.

If you have any further questions or comments please do not hesitate to contact us.

Respectfully,

NOVAK DRUCE & QUIGG, LLP

Jason W. Bryan
713.571.3480

/mmmy

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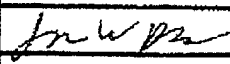
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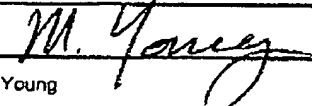
PTO/SB/21 (09-04)

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TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small>	Application Number	10/509,654
	Filing Date	29 SEPT 2004
	First Named Inventor	FECHTENKOETTER et al
	Art Unit	1713
	Examiner Name	CHOI, LING SIU
Total Number of Pages in This Submission	Attorney Docket Number	PF 53410/Suc

ENCLOSURES <small>(Check all that apply)</small>		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
<div style="border: 1px solid black; padding: 5px;"> Remarks - Comments on Statement of Reasons for Allowance </div>		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	NOVAK DRUCE & QUIGG, LLP	
Signature		
Printed name	Jason W. Bryan	
Date	07 JUL 2006	Reg. No. 51,505

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:	
Signature	
Typed or printed name	Melissa Young
Date	07 JUL 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN RE APPLICATION

ATTY DOCKET: PF 53410

OF: FECHTENKOETTER ET AL.

CONFIRMATION No.: 2281

SERIAL No. 10/509,652

GROUP ART UNIT: 1713

FILED: SEPTEMBER 29, 2004

EXAMINER: CHOI, LING SIU

FOR: THIXOTROPIC AGENTS COMPRISING ETHYLENE TEST
POLYMER WAXESHonorable Commissioner for Patents
Alexandria, Virginia 22313-1450COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Sir,

With regard to the Statement of Reasons for Allowance by the Examiner dated April 7, 2006, Applicants request that the following comments be entered.

Serial No: 10/509,652

FECHTENKOETTER ET AL.

PF 53410/Sue

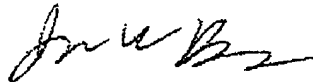
COMMENTS

The Applicants would like to extend their appreciation to the Examiner for consideration of the Application. However, in the Reasons for Allowance, the Examiner stated that "Oeder et al. do not teach or fairly suggest a thixotropic agent comprising at least one ethylene terpolymer wax, a solvent incompatible with the ethylene terpolymer, and a solvent compatible with the ethylene terpolymer."

Applicants respectfully submit that such underlined portion should not be emphasized in the above statement by the Examiner. Applicants respectfully note, as was indicated in the reply of March 3, 2006, page 3, that no solvent compatible with the wax is disclosed in the Oeder et al. reference.

Please charge any shortage in fees due in connection with the filing of this paper, including Extension of Time fees, to Deposit Account No. 14.1437. Please credit any excess fees to such deposit account.

Respectfully submitted,
NOVAK DRUCE & QUIGG, LLP



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